

**HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION**

CIVIL APPLICATION (F) NO. 3955 OF 2004.
IN
FIRST APPEAL NO. 1159 OF 2005.

The State of Maharashtra.

..Applicant.

Versus.

Suresh Govind Garude.

..Respondent.

Mr. K. K. Tated for the applicants.

Mr. C. G. Gavnekar for the respondents.

**CORAM: S.B.MHASE &
S.R.SATHE JJ**

DATE: JULY 11, 2005.

P.C.

1. Heard both sides. Mr. Gavnekar who appears for the respondent makes a statement that the State has deposited the total amount of compensation in the trial court as per the Award passed by the Reference Court. The trial court has also directed to release the said amount on furnishing bank guarantee. He further makes a statement that since the bank guarantee for full amount could not be furnished by the respondent, the respondent has furnished bank guarantee of 50% amount and accordingly the trial court has released 50% amount. He further makes a statement that unless the further bank guarantee is given,

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amount will not be released in favour of the respondent. Thus, we find that the amount is fully secured by the orders of the trial court. Under the circumstances, no relief is required to be granted. In view of this, we find that there is no substance in the application, it is hereby rejected. Application thus stands disposed of.

2. Appeal is expedited.

(S.R.SATHE,J.)

(S.B.MHASE, J.)

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